

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

UMG RECORDINGS, INC., *et al.*,

Plaintiffs,

vs.

GRANDE COMMUNICATIONS
NETWORKS LLC,

Defendant.

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Civil Action No. 1:17-cv-00365-DAE-AWA

EXHIBIT 2

PLAINTIFFS' STATEMENT OF CLAIMS FOR USE IN *VOIR DIRE*

Pursuant to Local Rule 16(e)-2 and this Court's Order Resetting Jury Trial and Related Deadlines (Dkt. 366), Plaintiffs provide the following statement of their claims for use in *voir dire*:

This is a civil case alleging copyright infringement. The Plaintiffs are record companies, who own or control some of the most popular musical recordings in the world. The Plaintiffs seek a finding of liability and an award of damages against the Defendant, Grande Communications Networks LLC, an internet service provider, for contributory copyright infringement of 1,534 sound recordings.

Plaintiffs submit that the evidence at trial will show Grande knew its internet subscribers were illegally sharing music online since the early 2000s, and for years addressed the problem by suspending or terminating these subscribers when Grande received notice that they were infringing. However, beginning in 2010, in an effort to increase profits, Grande eliminated its termination policy and chose instead to allow its subscribers to infringe copyrights freely with no consequences. Thereafter, Grande received more than one million notices identifying specific instances of copyright infringement by its subscribers. Yet despite knowing of, or deliberately

avoiding learning about, specifically identified repeat infringements by its customers, Grande continued to provide those customers the internet service essential to their continuing their unlawful conduct. In fact, it is undisputed that Grande did not terminate a single infringing customer from October 2010 until June 2017—after this lawsuit was filed. Grande’s knowing contribution to its users’ infringements allowed it to dramatically increase profits and increase the market value of the company by \$400 million during that period. Grande’s conduct also caused significant damage to the Plaintiffs and their recording artists.

Dated: December 28, 2021

Respectfully submitted,

By: /s/ Andrew H. Bart

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